North Carolina Justice Center U.S. PIRG Woodstock Institute.

Mr. McGOVERN. Mr. Speaker, it is clear we have a disagreement here, and it ought to be resolved in an open and fair fashion with a debate and a vote on an amendment. We are not going to have that.

So I am just going to close by saying to my colleagues on both sides of the aisle I have got a radical idea for what I think is the greatest democratic institution in the world, the United States Congress. That radical idea is that we ought to allow a little democracy to happen here. We ought to not be afraid of debate. We ought to not be afraid of allowing at least one amendment—that is all, one amendment—to come to the floor so that the concerns that we have voiced on our side of the aisle, a worry that consumers will once again become victims and get a raw deal, could be avoided. We ought to have that debate, and we ought to vote up or down on it.

This grace period is, as I said, supported by everybody. It is supported by the CFPB. We are all on board on that. That is not the controversy. The controversy is this added stuff. And the way the majority has decided to handle this—to shut the whole process down—that is, I think, beneath what this institution should be about.

So I would urge my colleagues in the strongest possible terms to please vote against this rule. Send a message to the leadership here that we need to do this better. We need a better process. This process is lousy, and we all should be fed up with it.

I yield back the balance of my time. Mr. STIVERS. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I want to address the thing that the gentleman has continued to talk about: good faith.

Good faith is known in all 50 States. It has been enacted in the Uniform Commercial Code. It is kind of interpreted two ways.

And, by the way, the defendants are the ones who have to prove they acted in good faith, not the litigants, not the people who bring the lawsuit, but the defendants have to meet one of two standards to prove they acted in good faith.

Number one is a reasonableness standard. In general, they relied on something. They were reasonable in their dealings. The plaintiff does not have to prove anything, just the defendant.

The second also uses reasonableness, but it is about intent. If they intended to comply with the standard, that is the other thing that the defendant brings forward.

I want to be clear here. Nothing changes the standard for a plaintiff in this. So this whole argument about whether somebody can act in good faith and yet deceive people, any court in the land would say that can't happen. You can't deceive somebody and

say you acted in good faith. That is not good faith.

So we stand with consumers who want to close on their homes for the American Dream in a timely way. We also stand by those who are trying in good faith to comply with 1,886 pages of regulation. It is important to note that this is a temporary standard through February 1, 2016, to give people a grace period from both administrative actions and legal actions. You have to give them a grace period in both categories.

If you only give an administrative grace period, as the other side of the aisle has argued, everyone will simply run to the courts and there is no grace period there for good faith efforts. Good faith is important. It means something. We stand with consumers. We do not stand with trial lawyers.

This bill allows a transition period to occur and ensure that buyers and sellers can have closings during that period, and those that are acting in good faith will be protected from both regulation and litigation.

Mr. Speaker, I urge my colleagues to support the rule and the underlying bill.

I yield back the balance of my time, and I move the previous question on the resolution.

The SPEAKER pro tempore (Mr. YODER). The question is on ordering the previous question.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. McGOVERN. Mr. Speaker, on that I demand the year and navs

that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this question will be post-poned.

RAISING A QUESTION OF THE PRIVILEGES OF THE HOUSE

Ms. SLAUGHTER. Mr. Speaker, I rise to a question of the privileges of the House and offer the resolution previously noticed.

The SPEAKER pro tempore. The Clerk will report the resolution.

The Clerk read as follows:

Whereas the attacks in Benghazi, Libya, on September 11, 2012, took the lives of U.S. Ambassador Christopher Stevens, Foreign Service Officer Sean Smith, and former Navy SEALs Tyrone Woods and Glen Doherty;

Whereas the events leading up to and in the immediate aftermath of the attacks on the U.S. consulate in Benghazi were rightfully and thoroughly examined to honor the memory of the victims and to improve the safety of the men and women serving our country overseas;

Whereas the independent Accountability Review Board convened by the U.S. State Department investigated the events in Benghazi and found no evidence of deliberate wrongdoing.

Whereas five committees in the U.S. House of Representatives investigated the events in Benghazi and found no evidence of deliberate wrongdoing;

Whereas four committees in the U.S. Senate investigated the events in Benghazi and found no evidence of deliberate wrongdoing;

Whereas in each fiscal year, more than \$4 billion is appropriated to run the Congress, with untold amounts of this taxpayer money expended by nine Congressional committees to investigate the events in Benghazi, none of which produced any evidence of deliberate wrongdoing:

Whereas after the exhaustive, thorough, and costly investigations by nine Congressional committees and the independent Accountability Review Board found no evidence of deliberate wrongdoing, Republican leaders in the House insisted on using taxpayer dollars to fund a new, duplicative "Select Committee on the Events Surrounding the 2012 Terrorist Attack in Benghazi," (hereafter the Select Committee) to re-examine the matter;

Whereas this taxpayer-funded committee was given broad powers to pursue its investigations, including an unlimited, taxpayer-funded budget and granting the Chairman the legal authority to subpoena documents and compel testimony without any debate or a vote:

Whereas the ongoing Republican-led investigation into the events in Benghazi is now one of the longest running and least productive investigations in Congressional history;

Whereas a widely-quoted statement made on September 29th, 2015 by Representative Kevin McCarthy, the Republican Leader of the House of Representatives, has called into question the integrity of the proceedings of the Select Committee and the House of Representatives as a whole:

Whereas this statement by Representative McCarthy demonstrates that the Select Committee established by Republican leaders in the House of Representatives was created to influence public opinion of a presidential candidate:

Whereas the Select Committee has been in existence for 17 months but has held only three hearings:

Whereas the Select Committee abandoned its plans to obtain public testimony from Defense Department and Intelligence Community leaders;

Whereas the Select Committee excluded Democratic Members from interviews of witnesses who provided exculpatory information related to its investigation;

Whereas information obtained by the Select Committee has been selectively and inaccurately leaked to influence the electoral standing of a candidate for public office;

Whereas such actions represent an abuse of power that demonstrates the partisan nature of the Select Committee;

Whereas the Select Committee has spent more than \$4.5 million in taxpayer funds to date to advance its partisan efforts;

Whereas this amount does not include the costs of the independent Accountability Review Board; the hearings and reports by nine Congressional committees; the time, money, and resources consumed by Federal agencies to comply with Select Committee requests; or the opportunity cost of not spending this money elsewhere, such as improving security for our diplomatic officers abroad;

Whereas it is an outrage that more than \$4.5 million in taxpayer funds have been used by Republicans in the House of Representatives, not to run the government, but to interfere inappropriately with an election for president of the United States;

Whereas the use of taxpayer dollars by the House of Representatives for campaign purposes is a violation of the Rules of the House and Federal law:

Resolved, That:

1) this misuse of the official resources of the House of Representatives for political purposes undermines the integrity of the proceedings of the House and brings discredit to the House:

2) the integrity of the proceedings of the House can be fully restored only by the dissolution of the Select Committee; and

3) the Select Committee shall be dismantled and is hereby directed to make public within thirty days transcripts of all unclassified interviews and depositions it has conducted.

The SPEAKER pro tempore. The Chair would entertain argument on whether the resolution qualifies as a question of the privileges of the House. Does any Member seek recognition?

If not, the Chair will rule.

The gentlewoman from New York seeks to offer a resolution as a question of the privileges of the House under rule IX. The resolution alleges that a select committee established by order of the House has misused House resources for a political purpose and proposes to dismantle the select committee.

In evaluating the resolution under rule IX, the Chair must determine whether the resolution affects "the rights of the House collectively, its safety, dignity, and the integrity of its proceedings." In addition, Cannon's Precedents, volume 6, section 395 cites the precedent of September 24, 1917, for the proposition that "the presence of unprivileged matter destroys the privilege of a resolution otherwise privileged." That ruling is the foundation for the principle that either the entire resolution is privileged, or none of it is.

Section 706 of the House Rules and Manual documents several precedents holding that a resolution alleging a question of the privileges of the House may not collaterally challenge a rule of the House.

One such precedent occurred on January 23, 1984. On that date, Speaker O'Neill ruled that a resolution directing a change in political ratios of committee membership did not qualify as a question of privilege because that issue could be otherwise presented to the House in a privileged manner. The Speaker noted that the resolution itself did not constitute a change in the rules of the House, but nevertheless held that the resolution did not qualify because it presented a collateral challenge to an adopted rule of the House.

The Chair would also note the events of January 31, 1996, when a resolution directing the Speaker to withdraw an invitation for a foreign head of state to address a joint meeting of Congress was held not to present a question of privilege because it proposed a collateral change in a previous order of the House.

In each of these cases, the crucial question was whether the resolution presented a collateral challenge to an existing rule or order of the House.

The resolution offered by the gentlewoman from New York proposes to dismantle the Select Committee on the Events Surrounding the 2012 Terrorist Attack in Benghazi, which was established in the 114th Congress by section 4(a) of House Resolution 5, adopted by the House on January 6, 2015. The resolution presents a collateral challenge

to that order of the House. As such, the resolution does not constitute a question of the privileges of the House.

Ms. SLAUGHTER. Mr. Speaker, I appeal the ruling of the Chair.

The SPEAKER pro tempore. The question is, Shall the decision of the Chair stand as the judgment of the House?

MOTION TO TABLE

Mr. STIVERS. Mr. Speaker, I move to lay the appeal on the table.

The SPEAKER pro tempore. question is on the motion to table.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Ms. SLAUGHTER. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, this 15minute vote on the motion to table will be followed by a 5-minute vote on adoption of House Resolution 462.

The vote was taken by electronic device, and there were—yeas 240, nays 183, not voting 11, as follows:

[Roll No. 536]

YEAS-240

Abraham Farenthold LaHood Aderholt Fincher La.Ma.lfa. Fitzpatrick Allen Lamborn Amash Fleischmann Lance Amodei Fleming Latta Babin Flores LoBiondo Barletta Forbes Long Loudermilk Barr Fortenberry Barton Foxx Love Franks (AZ) Benishek Lucas Luetkemever Bilirakis Frelinghuysen Bishop (MI) Garrett MacArthur Bishop (UT) Gibbs Marchant Gibson Black Marino Blackburn Gohmert Massie Rl11m Goodlatte McCarthy McCaul Bost Gosar Boustany Gowdy McClintock Graves (GA) Brady (TX) McHenry Brat Graves (LA) McKinley Bridenstine Graves (MO) McMorris Brooks (AL) Griffith Rodgers Grothman McSally Brooks (IN) Meadows Buchanan Guinta Buck Guthrie Meehan Bucshon Hanna Messer Burgess Hardy Mica Miller (FL) Byrne Harper Calvert Harris Miller (MI) Carter (GA) Hartzler Moolenaar Heck (NV) Mooney (WV) Carter (TX) Chabot Hensarling Mullin Chaffetz Herrera Beutler Mulvanev Clawson (FL) Murphy (PA) Hice, Jody B. Coffman Neugebauer Cole Holding Newhouse Collins (GA) Huelskamp Noem Collins (NY) Huizenga (MI) Nugent Comstock Hultgren Nunes Conaway Olson Hunter Hurd (TX) Palazzo Costello (PA) Hurt (VA) Palmer Cramer Issa Paulsen Jenkins (KS) Crawford Pearce Crenshaw Jenkins (WV) Perrv Culberson Johnson (OH) Pittenger Curbelo (FL) Johnson, Sam Pitts Poe (TX) Davis, Rodney Jolly Denham Jones Poliquin Dent Jordan Pompeo DeSantis Joyce Posey Price, Tom DesJarlais Katko Diaz-Balart Kelly (MS) Ratcliffe Dold Kelly (PA) Reed Donovan King (IA) Reichert Duffy King (NY) Renacci Duncan (SC) Kinzinger (IL) Ribble Rice (SC) Duncan (TN) Kline Ellmers (NC) Knight Rigell

Labrador

Roby

Emmer (MN)

Roe (TN) Rogers (AL) Rogers (KY) Rohrabacher Rokita Rooney (FL) Ros-Lehtinen Roskam Ross Rothfus Rouzer Royce Russell Ryan (WI) Salmon Sanford Schweikert Scott, Austin Sensenbrenner Sessions

Shimkus Shuster Simpson Smith (MO) Smith (NE) Smith (NJ) Stefanik Stewart Stivers Stutzman Thompson (PA) Thornberry Tiberi Tipton Trott Turner Upton Valadao Wagner Walberg Walden

Walker Walters, Mimi Weber (TX) Webster (FL) Wenstrup Westerman Westmoreland Whitfield Wilson (SC) Wittman Womack Woodall Yoder Yoho Young (AK) Young (IA) Young (IN) Zeldin Zinke

Napolitano

Nea1

Nolan

Norcross

Pallone

Pascrell

Perlmutter

Pelosi

Peters

Peterson

Pingree

Price (NC)

Quigley

Rice (NY)

Richmond

Roybal-Allard

Ruppersberger

Sánchez, Linda

Sanchez, Loretta

Ryan (OH)

Sarbanes

Schakowsky

Scott, David

Sewell (AL)

Rangel

Ruiz

Rush

T.

Schiff

Schrader

Serrano

Sherman

Slaughter

Smith (WA)

Swalwell (CA)

Thompson (CA)

Thompson (MS)

Sires

Speier

Takai

Titus

Tonko

Torres

Tsongas

Van Hollen

Takano

Pocan

Polis

O'Rourke

NAYS-183

Adams Fudge Aguilar Gabbard Ashford Gallego Bass Garamendi Beatty Graham Grayson Becerra Bera Green, Al Bever Green, Gene Bishop (GA) Grijalva Gutiérrez Blumenauer Bonamici Hahn Boyle, Brendan Hastings F. Brady (PA) Heck (WA) Higgins Brown (FL) Brownley (CA) Honda Bustos Hoyer Butterfield Huffman Capps Capuano Israel Jackson Lee Cárdenas Jeffries Carney Johnson (GA) Carson (IN) Johnson, E. B. Cartwright Kaptur Castor (FL) Keating Castro (TX) Kelly (IL) Chu, Judy Kennedy Cicilline Kildee Clark (MA) Kilmer Clarke (NY) Kind Kirkpatrick Clav Cleaver Kuster Clyburn Langevin Larsen (WA) Cohen Connolly Larson (CT) Conyers Lawrence Cooper Lee Levin Costa Courtney Lewis Lieu, Ted Crowley Cuellar Lipinski Cummings Loebsack Davis (CA) Lofgren Davis, Danny Lowenthal DeFazio Lowey Lujan Grisham DeGette (NM) Delaney Luián Ben Bay DeLauro DelBene (NM) DeSaulnier Lynch Deutch Malonev. Carolyn Doggett Doyle, Michael Maloney, Sean Matsui Duckworth McCollum Edwards McDermott Ellison McGovern Engel McNerney Eshoo Meeks Estv Meng Farr Moore Fattah Moulton Murphy (FL) Foster Frankel (FL)

Vargas Veasev Vela Velázquez Visclosky Walz

Wasserman Schultz Waters, Maxine Watson Coleman Welch Wilson (FL) Yarmuth

NOT VOTING-11

Lummis Smith (TX) Dingell Granger Payne Walorski Hinoiosa. Scott (VA) Williams Hudson Sinema

F.

□ 1413

So the motion to table was agreed to. The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PROVIDING FOR CONSIDERATION OF H.R. 3192, HOMEBUYERS AS-SISTANCE ACT, AND PROVIDING FOR PROCEEDINGS DURING THE PERIOD FROM OCTOBER 12, 2015, THROUGH OCTOBER 19, 2015

The SPEAKER pro tempore. The unfinished business is the vote on adoption of the resolution (H. Res. 462) providing for consideration of the bill (H.R. 3192) to provide for a temporary safe harbor from the enforcement of integrated disclosure requirements for mortgage loan transactions under the Real Estate Settlement Procedures Act of 1974 and the Truth in Lending Act, and for other purposes, and providing for proceedings during the period from October 12, 2015, through October 19, 2015, on which the year and nays were ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the resolution.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 238, nays 181, not voting 15, as follows:

[Roll No. 537]

YEAS-238 Dold Abraham Jolly Donovan Aderholt Jones Allen Duffy Jordan Duncan (SC) Amash Jovce Duncan (TN) Amodei Kelly (MS) Babin Ellmers (NC) Kelly (PA) Barletta Emmer (MN) Farenthold King (IA) Barton Fincher King (NY) Fitzpatrick Kinzinger (IL) Benishek Bilirakis Fleischmann Kline Bishop (MI) Fleming Knight Bishop (UT) Flores Labrador Fortenberry LaHood Black Blackburn Foxx LaMalfa Franks (AZ) Lamborn Blum Frelinghuysen Bost Lance Boustany Garrett Latta Brady (TX) Gibbs LoBiondo Long Loudermilk Brat Gibson Bridenstine Gohmert Brooks (AL) Goodlatte Love Brooks (IN) Gosar Lucas Gowdy Luetkemever Buchanan Buck Graves (GA) MacArthur Bucshon Graves (LA) Marchant Graves (MO) Marino Burgess Byrne Griffith Massie Calvert Grothman McCarthy Carter (GA) McCaul Guinta Carter (TX) McClintock Guthrie Chabot Hanna. McHenry Chaffetz Hardy McKinlev Clawson (FL) Harper McMorris Coffman Harris Rodgers Hartzler McSally Cole Collins (GA) Heck (NV) Meadows Collins (NY) Hensarling Meehan Comstock Herrera Beutler Messer Conaway Hice, Jody B. Mica Miller (FL) Cook Hill Costello (PA) Holding Miller (MI) Cramer Huelskamp Huizenga (MI) Moolenaar Mooney (WV) Crawford Mullin Crenshaw Hultgren Hunter Hurd (TX) Culberson Mulvaney Curbelo (FL) Murphy (PA) Davis, Rodney Hurt (VA) Neugebauer Denham Newhouse Issa Jenkins (KS) Noem Dent DeSantis Jenkins (WV) Nugent Des Jarlais Johnson (OH) Nunes Diaz-Balart Johnson, Sam Olson

Palazzo Palmer Paulsen Pearce Perry Pittenger Pitts Poe (TX) Poliquin Pompeo Posey Price, Tom Ratcliffe Reichert Renacci Ribble Rice (SC) Rigell Roby Roe (TN) Rogers (AL) Rogers (KY) Rohrabacher Rokita Rooney (FL) Ros-Lehtinen

Adams

Aguilar

Ashford

Beatty

Becerra

Bishop (GA)

Blumenauer

Boyle, Brendan

Bonamici

Brady (PA)

Brown (FL)

Bustos Butterfield

Brownley (CA)

Bass

Bera

Beyer

F.

Capps

Capuano

Cárdenas

Carson (IN)

Cartwright

Castor (FL)

Castro (TX)

Chu. Judy

Clark (MA)

Clarke (NY)

Cicilline

Clay

Cleaver

Clyburn

Connolly

Conyers

Courtney

Crowley

Cuellar

DeFazio

DeGette

Delaney

DeLauro

Deutch

F.

DelBene DeSaulnier

Duckworth

Edwards

Ellison

Engel

Eshoo

Esty

Farr

Fattah

Foster

Dingell

Forbes

Granger

Hinojosa

Hudson

Doggett Doyle, Michael

Cummings

Davis (CA)

Davis, Danny

Cooper

Costa

Cohen

Carney

Roskam Tipton Ross Trott Rothfus Turner Rouzer Upton Royce Valadao Russell Wagner Rvan (WI) Walden Salmon Walker Sanford Walters, Mimi Scalise Weber (TX) Schweikert Webster (FL) Scott, Austin Wenstrup Sensenbrenner Westerman Sessions Westmoreland Shimkus Whitfield Shuster Wilson (SC) Simpson Wittman Smith (MO) Womack Smith (NE) Woodall Smith (NJ) Yoder Stefanik Yoho Stewart Young (AK) Stivers Young (IA) Stutzman Thompson (PA) Young (IN) Thornberry Zeldin Tiberi Zinke

NAYS-181

Frankel (FL) Murphy (FL) Fudge Nadler Gabbard Napolitano Gallego Nea1 Garamendi Nolan Graham Norcross Grayson O'Rourke Green, Al Pallone Green Gene Pascrell Grijalva Pelosi Gutiérrez Perlmutter Hahn Peters Hastings Peterson Heck (WA) Pingree Higgins Pocan Himes Polis Honda Price (NC) Hover Quigley Huffman Rangel Israel Jackson Lee Rice (NY) Richmond Jeffries Roybal-Allard Johnson (GA) Ruiz Johnson, E. B. Ruppersberger Kaptur Rush Keating Ryan (OH) Kelly (IL) Sánchez, Linda Kennedy Т. Kildee Sanchez, Loretta Kilmer Sarbanes Kind Schakowsky Kirkpatrick Schiff Kuster Schrader Langevin Scott, David Larsen (WA) Serrano Larson (CT) Sewell (AL) Lawrence Sherman Lee Sires Levin Slaughter Lewis Lieu, Ted Smith (WA) Swalwell (CA) Lipinski Loebsack Takano Lofgren Thompson (CA) Lowenthal Thompson (MS) Lowey Lujan Grisham Titus Tonko (NM) Luján, Ben Ray (NM) Torres Tsongas Lynch Van Hollen Vargas Maloney Veasey Carolyn Maloney, Sean Vela. Visclosky Matsui McCollum Walz McDermottWasserman Schultz McGovern McNerney Waters, Maxine Meeks Watson Coleman Meng Welch Wilson (FL)

NOT VOTING-15

Moore

Moulton

Lummis Speier Velázquez Payne Walberg Scott (VA) Sinema Smith (TX) Walorski Williams

Yarmuth

So the resolution was agreed to. The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERMISSION TO POSTPONE ADOP-TION OF MOTION TO RECOMMIT ON H.R. 3192, HOMEBUYERS AS-SISTANCE ACT

Mr. HENSARLING. Mr. Speaker, I ask unanimous consent that the question of adopting a motion to recommit on H.R. 3192 may be subject to postponement as though under clause 8 of rule XX.

The SPEAKER pro tempore (Mr. HOLDING). Is there objection to the request of the gentleman from Texas?

There was no objection.

HOMEBUYERS ASSISTANCE ACT

Mr. HENSARLING. Mr. Speaker, pursuant to House Resolution 462, I call up the bill (H.R. 3192) to provide for a temporary safe harbor from the enforcement of integrated disclosure requirements for mortgage loan transactions under the Real Estate Settlement Procedures Act of 1974 and the Truth in Lending Act, and for other purposes, and ask for its immediate consideration in the House.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Pursuant to House Resolution 462, the bill is considered read.

The text of the bill is as follows:

H.B. 3192

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled.

SECTION 1. SHORT TITLE.

This Act may be cited as the "Homebuyers Assistance Act"

SEC. 2. ENFORCEMENT SAFE HARBOR.

The integrated disclosure requirements for mortgage loan transactions under section 4(a) of the Real Estate Settlement Procedures Act of 1974 (12 U.S.C. 2603(a)), section 105(b) of the Truth in Lending Act (15 U.S.C. 1604(b)), and regulations issued under such sections may not be enforced against any person until February 1, 2016, and no suit may be filed against any person for a violation of such requirements occurring before such date, so long as such person has made a good faith effort to comply with such requirements.

The SPEAKER pro tempore. The bill shall be debatable for 1 hour, equally divided and controlled by the chair and ranking minority member of the Committee on Financial Services.

The gentleman from Texas (Mr. HEN-SARLING) and the gentlewoman from California (Ms. MAXINE WATERS) each will control 30 minutes.

The Chair recognizes the gentleman from Texas.

GENERAL LEAVE

Mr. HENSARLING. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days in which to revise and extend their remarks and